



eeplaw.com  
80 Pine Street, 38<sup>th</sup> Floor  
New York, New York 10005  
T. 212.532.1116 F. 212.532.1176

New Jersey Office  
576 Main Street, Suite C  
Chatham, New Jersey 07928

JOHN ELEFTERAKIS\*  
NICHOLAS ELEFTERAKIS  
RAYMOND PANEK

OLIVER R. TOBIAS  
JEFFREY B. BROMFELD  
FAIZAN GHAZNAVI  
GABRIEL P. HARVIS  
BAREE N. FETT  
STEPHEN KAHN  
EVAN M. LA PENNA

KRISTEN PERRY – CONIGLIARO  
AIKA DANAYEVA  
ARIANA ELEFTERAKIS  
MICHAEL INDELICATO  
MICHAEL MARRON  
DOMINICK MINGIONE  
JOSEPH PERRY  
MARIE LOUISE PRIOLO \*  
KEYONTE SUTHERLAND  
DANIEL SOLINSKY  
ANDREW VILLA

\*Also Admitted In New Jersey

December 31, 2019

**BY ECF**

Honorable Cheryl L. Pollak  
United States Magistrate Judge  
Eastern District of New York  
225 Cadman Plaza East  
Brooklyn, New York 11201

Re: *Martinez v. City of New York*, 16 CV 79 (AMD) (CLP)

Your Honor:

I represent plaintiff in the above-referenced action. I write with defendants' consent to respectfully request adjustment of the expert schedule set at the last conference to allow the parties to exchange police practices expert disclosures.

At the last conference, the Court set a schedule for expert exchanges whereby plaintiff's disclosures are to be served today and defendants are to conduct an IME and limited supplemental deposition of the plaintiff, as well as serve their expert disclosures, by the end of February. *See* order dated December 16, 2019.

As ordered, plaintiff will make her expert medical disclosures today and does not seek alteration of the existing schedule as outlined above. However, to assist the trier of fact in determining liability, plaintiff would like to retain a police practices expert. Accordingly, upon consultation with opposing counsel, plaintiff respectfully requests, on consent, that the Court review and endorse the following schedule:

- Plaintiff to designate police practices expert and serve disclosures by January 31, 2020; and
- Defendants to designate rebuttal expert and serve disclosures by March 2, 2020.

Hon. Cheryl L. Pollak  
Dec. 31, 2019

Thank you for your consideration of this request.

Respectfully submitted,



Gabriel P. Harvis

cc: All Counsel